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Counsel for Plaintiffs and Class Counsel

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

IN RE:

NUTELLA MARKETING AND SALES
PRACTICES LITIGATION

Civil Action No. 11-1086(FLW)(DEA)

NOTICE OF MOTION

To: All Counsel via ECF

PLEASE TAKE NOTICE that, on August 6, 2012, or as soon as counsel may be heard, Plaintiffs, by and through the undersigned counsel, shall move before the Hon. Douglas Arpert, U.S.M.J., at the Clarkson S. Fisher Building & U.S. Courthouse, 402 East State Street, Courtroom 6W, Trenton, NJ 08608, to seal the Expert Report of R. Larry Johnson in accordance with Local Civil Rule 5.3.

PLEASE TAKE FURTHER NOTICE that, in support of the motion, Plaintiffs rely upon the annexed Statement in Lieu of Brief.

PLEASE TAKE FURTHER NOTICE that, in accordance with the Federal Rules of Civil Procedure, a proposed form of Order is attached.

PLEASE TAKE FURTHER NOTICE that the undersigned consents to disposition of this motion on the papers in accordance with Fed. R. Civ. P. 78.

CARELLA, BYRNE, CECCHI,
OLSTEIN, BRODY & AGNELLO
Counsel for Plaintiff Kaczmarek and Class Counsel

By: /s/ James E. Cecchi
JAMES E. CECCHI

Dated: July 2, 2012

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